

FILED

**United States Court of Appeals
Tenth Circuit**

UNITED STATES COURT OF APPEALS

FOR THE TENTH CIRCUIT

April 5, 2013

**Elisabeth A. Shumaker
Clerk of Court**

GRANITE SOUTHLANDS TOWN
CENTER, LLC,

Plaintiff - Appellee,

v.

ALBERTA TOWN CENTER, LLC,

Defendant - Appellant,

and

LAND TITLE GUARANTEE
COMPANY,

Defendant.

No. 11-1459
(D.C. No. 1:09-CV-00799-SJJ-KLM)

ORDER

The joint motion filed by the appellant and appellee to dismiss the captioned appeal with prejudice is granted. Each party shall bear its own costs.

A copy of this order shall stand as and for the mandate of this court.

Entered for the Court



ELISABETH A. SHUMAKER, Clerk